

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF OHIO
EASTERN DIVISION

In re:) CASE NO. 10-15498
Iris Ann Morris,)
Debtor.) Chapter 7 Case
Judge Pat E. Morgenstern-Clarren

**TRUSTEE'S OBJECTION TO APPLICATION TO PROCEED IN FORMA
PAUPERIS**

Now comes the Trustee and Objects to the Debtor's Application to Proceed in
Forma Pauperis. The applicable statute is 28 U.S.C. §1930(f)(1) which provides:

(f)(1) Under the procedures prescribed by the Judicial Conference of the United States, the district court or the bankruptcy court may waive the filing fee in a case under chapter 7 of title 11 for an individual if the court determines that such individual has income less than 150 percent of the income official poverty line (as defined by the Office of Management and Budget, and revised annually in accordance with section 673(2) of the Omnibus Budget Reconciliation Act of 1981) applicable to a family of the size involved and is unable to pay that fee in installments. For purposes of this paragraph, the term "filing fee" means the filing fee required by subsection (a), or any other fee prescribed by the Judicial Conference under subsections (b) and (c) that is payable to the clerk upon the commencement of a case under chapter 7.

28 U.S.C. §1930(f)(1).

The Meeting of Creditors in this case was held on July 29, 2010. The 150% poverty level for a household of two is \$1,821.25 per month. According to

the Debtor's Schedule I. her monthly income is \$2,083.55. Therefore, the Debtor does not meet the requirements for the fee waiver under 28 U.S.C. §1930(f)(1).

For the foregoing reasons, the Trustee requests that this objection be sustained, that the Debtor's application be denied and that the Debtor be ordered to pay the filing fee for this case.

/s/ David O. Simon

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CERTIFICATE OF SERVICE

A copy of the foregoing Objection was served electronically on the U.S. Trustee and Pamela Theodotou, Esq., attorney for debtor and by regular mail on this 30th day of July, 2010.

Iris Ann Morris
2212 Waterbury
Lakewood, OH 44107

/s/ David O. Simon

David O. Simon